

Official Proceedings

July 6, 2010

8:00 am

Chairman Duane Wolf called the meeting of the Stark County Board of Commissioners to order. All members present.

Chairman Wolf asked for any additions to the agenda. Comm. Kuntz added generator quotes. Comm. Hoff added zoning. States Attorney Tom Henning added Community Service Program. Comm. Hoff moved to approve the agenda with the additions. Comm. Zander seconded. All voted Aye and the motion carried.

Comm. Hoff moved to approve the minutes from the June 1, 2010 meeting. Comm. Elkin seconded. All voted Aye and the motion carried. Comm.. Kuntz moved to approve the minutes from the June 15, 2010 special meeting. Comm. Zander seconded. All voted Aye and the motion carried.

Comm. Zander moved to accept the accounts payable as presented. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

General: Payroll: \$131,037.33; Ken Zander: \$102.00; Kay Haag: \$32.50; Alice Schulz: \$39.13; Rhonda Ehlis: \$147.50; SBAND: \$90.00; West Payment Center: \$505.83; Dakota Water Treatment: \$35.25; SBM Inc: \$449.83; ESP Computers: \$175.00; K-Mart: \$7.50; Raco Industries: \$204.24; Xerox Corporation: \$439.41; Diane Brines: \$90.00; Linda Morris: \$110.00; Berger Sanitation: \$150.00; Second Nature Greenhouse: \$444.95; B & K Electric: \$490.60; B & M Security Inc: \$16.50; Border States Electric: \$16.81; Braun Distributing: \$326.20; City of Dickinson: \$8,095.32; DJ's Tesoro: \$155.26; Ecolab Pest Elimination: \$150.00; Jerome Distributing: \$135.00; John Gaffaney Greenhouse: \$311.80; Newby's Ace Hardware: \$272.73; Nitro-Green: \$233.00; One Stop Rental: \$71.00; Steffan's Saw & Bike: \$21.98; Superior Cleaners: \$83.00; MDU: \$2,020.20; Walmart: \$480.30; Border States Electric: \$24.28; Election Systems: \$5,800.17; Dickinson Press: \$926.10; Days Inn: \$200.00; Medcenter One Q & R Clinic: \$368.50; NDPers: \$15,453.53; Hann Law PLLC: \$97.50; Hardy Maus & Nordsven: \$675.00; Melbye Law Office: \$371.25; Farmers Union Oil of Bis/Man: \$2,225.26; Consolidated: \$1,357.86; US Postal Service: \$50.00; Alltel: \$790.28; Qwest: \$487.00; Pitney Bowes Inc: \$1,091.06; American Insurance Center: \$50.00; Secretary of State: \$36.00; ND Youth Correctional Center: \$1,279.95; David Bauer: \$250.00; Dickinson Parks & Rec: \$64.48; Chad's Automotive: \$317.36; Governor's 20: \$72.00; NDPOA Conference: \$685.00; 4 Seasons Trophies: \$24.40; West Government Services: \$193.60; Visa: \$498.79; Advanced Business Methods: \$380.86; Logo Magic Inc: \$201.00; Dickinson Tire: \$75.95; Just In Glass: \$386.04; Kohler Communications: \$21.00; T-Rex Conoco: \$248.80; Western Fire & Safety: \$12.00; Cenex Fleetcard: \$270.53; Fleet Services: \$1,930.08; Farmers Union Oil of Richardton: \$272.90; Killdeer Veterinary Clinic: \$119.11; Todd Weiler: \$60.00; Sirchie Finger Printing: \$110.12; ESP Computers: \$1,000.00; LEC Maintenance: \$8,768.06; NDACO Resources: \$136.82; Dickinson

Ambulance: \$225.00; Stark County Auditor (Federal Deposit): \$455.14; Roosevelt-Custer Regional Council: \$6,715.35;

10 Mill: Kadrmas, Lee & Jackson: \$11,553.21

County Road: Kadrmas, Lee & Jackson: \$28,324.43; Onsite Improvements: \$1,035.00; Alltel: \$94.67; City of Belfield: \$38.80; City of Dickinson: \$68.89; City of Richardton: \$54.90; Consolidated: \$39.02; MDU: \$288.91; Qwest: \$58.01; Roughrider Electric: \$607.00; SW Water Authority: \$41.10; Acme Electric Co: \$350.00; Central Stark & Western Soil Conservation: \$16.00; Newby's Ace Hardware: \$116.42; Runnings Supply: \$217.89; Southwest Grain: \$20,151.18; Walmart: \$47.71; General Steel: \$93.52; NW Tire Inc: \$51.39; Performance Truck Center: \$6,878.97; Sax Motor Co: \$721.04; Schmidt Repair Inc: \$117.98; Tom's Body Shop: \$70.10; Butler Machinery: \$21,461.34; Dakota Farm Equipment: \$849.07; DTE Truck Equipment: \$1,232.00; George's Tire Shop: \$280.00; Kohler Communications: \$235.50; R & R Auto: \$84.54; Swanston Equipment: \$255.90; Todd's Auto: \$180.61; Visa: \$451.28; Schaeffer MFG Co: \$418.80; West Dakota Oil: \$247.12; Belfield Automotive: \$12.88; Carquest Auto Parts: \$31.58; Dakota Filter Supply: \$88.20; Dakota Tool & Machine: \$8.00; Dickinson District Dept of Transportation: \$1,009.00; Dickinson Steel: \$895.00; ETSystems Inc: \$118.00; Hedahls Headquarters: \$4.72; Lenny's Repair: \$205.62; Praxair: \$21.70; Pump Systems Inc: \$115.02; Western Fire & Safety: \$17.55; Steffan Feeds: \$137.80; Fisher Sand & Gravel: \$80.04; Husky Oil Marketing: \$8,276.40; Lyle Signs Inc: \$1,800.00; Heiser Construction: \$1,200.00; Petroleum Tank Registration: \$600.00; Payroll: \$178.92; Northern Improvement: \$42,475.99;

Highway Tax Distribution: Payroll: \$63,724.49; NDPers: \$14,721.97;

Social Welfare: Melissa Scherman: \$100.00; ND Dept of Human Services: \$6,279.25; Payroll: \$157,788.25; NDPers: \$36,787.52; Social Services: \$11,060.67; Sunrise Youth Bureau: \$288.75; Barb Ulmer: \$393.00; Cyrena Bechtold: \$150.00;

County Poor: ND Dept of Human Services: \$27,438.52;

IT – Computer/Updates: Payroll: \$4,586.40; NDPers: \$1,194.66; NDACO Resources: \$5,522.39; Stark County Auditor (Federal Deposit): \$331.22; Darren Czapiewski: \$90.00; Alltel: \$65.56; Consolidated: \$175.25; Information Technology Dept: \$1,251.00; Official Payment Center: \$225.00;

Capital Improvement: Electric Sales & Service: \$262.59; Schmidt Repair Inc: \$29,500.00; Dickinson Steel: \$38,692.00;

Park Board: Kadrmas, Lee & Jackson: \$2,777.18; Runnings Supply: \$160.82; Taylor Nursery: \$1,700.00;

Fair Board: Stark County Fair Board: \$1,957.01;

County Jail: SWMCCC: \$32,962.84;

Insurance: American Insurance Center: \$361.00; State Fire & Tornado: \$3,066.66;

Comp Health: Blue Cross Blue Shield: \$144.80; NDPers: \$20,736.92;

VSO Fund: Payroll: \$6,015.63; SBM Inc: \$76.20;

Social Security: Stark County Auditor (Federal Deposit): \$26,915.40;

Advertising: ND Newspaper Assoc: \$220.50;

County Agent: Payroll: \$3,947.28; NDPers: \$365.52; Kurt Froelich: \$30.00; Samantha Roth: \$30.00; Consolidated: \$146.13; SBM Inc: \$138.62; Kirsten Hansen: \$132.98; Deb Theurer: \$100.00;

Weed Control: Payroll: \$20,071.79; NDPers: \$1,652.32; Diane Allmendinger: \$718.10; Alltel: \$22.58; ND Weed Control Assoc: \$200.00; SBM Inc: \$43.74; Walmart: \$156.14; SBM Inc: \$16.98; Quality Quick Print: \$69.00; Crop Production: \$3,445.25; Jeremy Jepson: \$4.37; Runnings Supply: \$125.92; Steffan's Saw & Bike: \$39.90; George's Tire Shop: \$72.00; Pump Systems Inc: \$567.09; Queen City Motors: \$3.00; Gemplers: \$137.80; Daniel J Jerman Co Inc: \$91.95; Western Fire & Safety: \$23.76; NDPers: \$489.42; Stark County Auditor (Federal Deposit): \$184.90;

9-1-1: Payroll: \$3,357.88; NDPers: \$1,233.73; Stark County Auditor (Federal Deposit): \$221.57; City of Dickinson: \$7,112.92; Comfort Inn: \$61.00; Brent Pringle: \$32.50; Qwest: \$1,608.24; Consolidated: \$827.00; Reservation Telephone: \$80.00; NDACO: \$9,819.77; SBM Inc: \$139.90; Lyle Signs Inc: \$3,405.00;

Adult Education: NDSU Extension Pesticide Program: \$14.00; SBM Inc: \$15.84;

Domestic Violence: State Treasurer: \$945.00;

Juvenile Alcohol Grant: Payroll: \$265.52;

Seat Belt Grant: Payroll: \$4,500.00;

Cops Grant: Payroll: \$3,433.85; NDPers: \$1,232.09; Stark County Auditor (Federal Deposit): \$238.25;

Misc. Grant: ESP Computers: \$7,990.00;

Game & Fish: ND Game & Fish Dept: \$60,207.00;

SW Victim Witness Program: Payroll: \$3,838.95; SBM Inc: \$637.22; Alltel: \$84.45; Consolidated: \$1.42; NDPers: \$674.21; Stark County Auditor (Federal Deposit): \$281.73;

Hazardous Chemical Prep: Domino's Pizza: \$52.26; St Joseph's Hospital: \$309.81;

DVRCC: Domestic Violence: \$648.64;

Preservation Fund: Cass County Treasurer: \$727.00; SBM Inc: \$99.99; Underground Storage: \$825.41; Consolidated: \$49.95;

State Reimbursements: Arlan Swanson: \$25.00; Mike Hanel: \$25.00;

Siren Contingency: Newby's Ace Hardware: \$94.90; Running's Supply: \$16.58; Roughrider Electric: \$232.00;

Other Reimbursements: Consolidated: \$179.99;

Judgment Execution: Bismarck Credit: \$190.00; Stark County Sheriff's Dept: \$230.00; Wanda Dorner: \$45.00; Calvary SPC 1: \$300.00;

Sheriff Clarence Tuhy gave an update on the task force and monthly transports.

Sheriff Clarence Tuhy reported the drop-off point for the Prescription Drug Program is the Law Enforcement Center.

Kris Keller, Kadrmas, Lee & Jackson, discussed the \$75,000 grant award for the weatherization of the courthouse windows and the repair to the Richardton Shop roof. Discussion was also held regarding an estimated replacement cost of courthouse windows of \$185,000 to \$205,000. Comm. Zander moved to authorize Kadrmas, Lee & Jackson prepare a bid for the replacement and installation of courthouse windows. Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Deb Theurer and Stacy Kilwein, West Dakota Parenting Resource Center, gave an update on services provided by the West Dakota Parenting Resource Center and requested \$4,800 to support two-six week parenting sessions.

Al Heiser, Road Superintendent, requested out-of-state travel to Illinois, for Todd Miller to attend a CAT program. Comm. Zander moved to authorize out-of-state travel to Illinois for Todd Miller. Comm. Kuntz seconded. All voted Aye and the motion carried.

Al Heiser, Road Superintendent, discussed two generator quotes for the County shop from Butler Machinery Company for \$35,795.00 and Schmidt Repair, Inc. for \$29,500.00. Comm. Hoff moved to purchase the generator from Schmidt Repair, Inc. for \$29,500.00. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Auditor Alice Schulz discussed two reappointments to the Housing Authority Board. The Commission directed Auditor Schulz to contact Edwin Volesky to attend the next Commission meeting for further direction regarding the reappointments.

Auditor Alice Schulz discussed the reappointment to the Social Service Board. Nancy Hartman will be contacted regarding the acceptance of another three year term.

Auditor Alice Schulz discussed two reappointments to the Stark County Weed Board. JoAnn Hoff and Phillip Messer will be contacted regarding the acceptance of another four year term.

Comm. Zander moved to reappoint Holly Praus to the Stark County Vector Control Board for a three year term. Comm. Elkin seconded. All voted Aye and the motion carried.

Auditor Alice Schulz discussed the five year Radio Tower Lease, located in the SW4 Section 19, Township 140, Range 95, between Stark County and David Bauer. David Bauer increased the lease from \$225.00 to \$250.00 per year. Comm. Hoff moved to authorize the Chairman to sign the Radio Tower Lease with the increase. Comm. Kuntz seconded. All voted Aye and the motion carried.

Auditor Alice Schulz discussed a Dickinson Public School District request for allocations from the Stark County GPT infrastructure fund in the amount of \$165,039.00 for two new buses. Comm. Elkin moved to table the Dickinson Public School District request until the request deadline. Comm. Kuntz seconded. All voted Aye and the motion carried.

Comm. Elkin moved to accept and approve the Auditor's report of the pledge of assets and depositories as presented.

<u>BANK</u>	<u>DEPOSITS</u>	<u>PLEDGE REQUIRED</u>
American Bank Center	\$6,967,355.65	\$7,389,091.22
Dacotah Bank	\$900,000.00	\$715,000.00
Dakota Community Bank	\$5,025,929.27	\$5,253,522.20
Bremer Bank	\$1,500,000.00	\$1,375,000.00

Comm. Hoff seconded. Roll call vote. All voted Aye and the motion carried.

Gary Kostelecky, Dickinson Rural Fire District, gave an update on services provided and equipment and funds needed for the Dickinson Rural Fire District. A request of \$25,000 was made for additional funding. The Commission requested a budget from the Dickinson Rural Fire District.

Brent Pringle, Emergency Manager, presented a Quit Claim Deed between the State of North Dakota and Stark County, Parcel Number 1-1 a portion of the SE4 of Section 24 Township 140 Range 96. The Quit Claim Deed will be filed with the Recorder's Office.

Brent Pringle, Emergency Manager, presented a letter from Fema, regarding a completed re-evaluation of flood hazards in our community, which requires adoption by the Commission as a condition of continued eligibility in the National Flood Insurance Program (NFIP). Comm. Elkin moved to adopt the floodplain management regulations to meet FEMA requirements. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Bid opening was held for the sale of the Weed Board building located in East Industrial Park. The following written and oral bids were submitted:

James D Schmidt	\$ 50,000
Central Stark Western Soil Conservation	\$100,000
Real Pro Ventures LLP	\$ 50,000
Mike's Excavation	\$ 30,200
Gary Bleth	\$105,000

Gary Bleth increased his bid to \$115,000 and Randy Sickler on behalf of Real Pro Ventures LLP increased their bid to \$120,000. Comm. Elkin moved to reject all bids. Comm. Kuntz seconded. Roll call vote. All voted Aye and the motion carried.

Medora Stevenson, Bowman County Emergency Operations Center, presented the 24/7 Weather Radar Project, which would make local weather radar coverage available year round. The cost is \$4,000 which will be budgeted through Emergency Management/911.

Gaylon Baker, Stark County Job Development, gave an update on the Industrial Sites Study.

Terry Boehm, Kadrmas, Lee & Jackson, and Mayor Hurt of South Heart reported that the Department of Transportation needs permission from Stark County to install curbing for a Quiet Zone located at Crossing #1 @ 4th Street Southwest in the City of South Heart. The Commission directed Mayor Hurt to hold a public meeting to inform the South Heart Community of the Quiet Zone.

Al Heiser, Road Superintendent, discussed a request he received from Mayor Curt Martin of Gladstone regarding heavy oilfield loads on their city streets. The request was for Stark County to support the City of Gladstone in providing an alternate route for oilfield traffic. Comm. Hoff moved to support the City of Gladstone in providing and alternate route for oilfield traffic. Comm. Zander seconded. All voted Aye and the motion carried.

Comm. Kuntz presented a generator quote for the courthouse from Berger Electric for \$48,989.00. Discussion was held to advertise for bids.

The Board recessed at 10:45 AM for a Park Board meeting.

The Board reconvened at 11:00 AM.

Tom Henning, States Attorney, spoke on behalf of the Community Service Program, requesting continued support of \$7,500 for the 2011 budget year.

Comm. Hoff presented a recommendation from the Zoning Board to grant Missouri Basin Well Service, Inc. and Eugenia L. Dietz a Conditional Use Permit to park oilfield frac tanks, 400 bbl upright tanks, flate bed trailers, tanker trailers and other equipment in the SW4NW4 Section 20, Township 139, Range 99. Comm. Hoff moved to accept the Zoning Boards recommendation to grant Missouri Basin Well Service, Inc. and Eugenia L. Dietz a Conditional Use Permit with the condition Missouri Basin Well Service, Inc. maintains the road from Highway 22 to the site location. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried.

Comm. Hoff presented a recommendation from the Zoning Board to reject Mary Jane Olheiser's request to rezone approximately three acres from agricultural to a mobile home park, located in the SW4 Section 10, Township 138, Range 97. Comm. Hoff moved to reject Mary Jane Olheiser's request to rezone approximately three acres from agricultural to a mobile home park. Comm. Elkin seconded. Roll call vote. All voted Aye and the motion carried. The Commission directed Diane Brines, Tax Director, and a Stark County Sheriff representative to inspect the property.

The following **Miscellaneous Receipts** were filed: General: \$138,447.30; 10-Mill: \$15,663.84; County Road: \$100,799.13; Highway Tax Distribution: \$182,469.02; Special Road & Bridge: \$4,706.07; Social Services: \$35,907.28; County Poor: \$65,538.97; IT-Computer/Updates: \$784.75; Capital Improvement: \$66,027.26; Oil & Gas Infrastructure: \$8,389.39; County Park: \$1,014,637.74; County Jail: \$11,949.73; Insurance: \$4,716.07; Comp Health: \$6,528.52; Emergency: \$1,568.69; VSO: \$2,076.21; Social Security: \$13,702.97; Advertising: \$807.41; County Agent: \$3,924.90; Weed Control: \$28,852.77; 911 Revenue: \$22,950.10; Adult Education: \$27.25; Fingerprint Station: \$184.00; Domestic Violence: \$805.00; Seat Belt Grant: \$4,500.00; Estimate Tax: \$8,953.47; Game and Fish: \$41,360.00; SW Victim Witness Program: \$6,018.52; Domestic Violence Rape Crisis Center: \$648.64; Preservation Fee: \$22,293.00; State Reimbursements: \$990.13; Other Reimbursements: \$1,957.42; Judgment Execution: \$765.00; 911 Equipment: \$7,650.02;

Comm. Hoff moved to adjourn. Comm. Kuntz seconded.

Alice Schulz, Auditor

Duane A. Wolf, Chairman